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SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/234,420 04/28/94 FISHER

26M2/1003

ABELMAN, FRAYNE & SCHWAB
708 THIRD AVENUE
NEW YORK, NY 10017-4141

EXAMINER	
BRIER, J	
ART UNIT	PAPER NUMBER

2615
DATE MAILED:

10/03/94

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

- ☐ This application has been examined ☐ Responsive to communication filed on _____ ☐ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), _____ days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited by Examiner, PTO-892. | 2. <input checked="" type="checkbox"/> Notice of Draftsman's Patent Drawing Review, PTO-948. |
| 3. <input type="checkbox"/> Notice of Art Cited by Applicant, PTO-1449. | 4. <input type="checkbox"/> Notice of Informal Patent Application, PTO-152. |
| 5. <input type="checkbox"/> Information on How to Effect Drawing Changes, PTO-1474. | 6. <input type="checkbox"/> _____ |

Part II SUMMARY OF ACTION

1. ☒ Claims 1-36 are pending in the application.

Of the above, claims _____ are withdrawn from consideration.

2. ☐ Claims _____ have been cancelled.

3. ☐ Claims _____ are allowed.

4. ☒ Claims ~~1-36~~ 1-18 and 20-36 are rejected.

5. ☐ Claims 19 are objected to.

6. ☐ Claims _____ are subject to restriction or election requirement.

7. ☐ This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.

8. ☐ Formal drawings are required in response to this Office action.

9. ☐ The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are ☐ acceptable; ☐ not acceptable (see explanation or Notice of Draftsman's Patent Drawing Review, PTO-948).

10. ☐ The proposed additional or substitute sheet(s) of drawings, filed on _____, has (have) been ☐ approved by the examiner; ☐ disapproved by the examiner (see explanation).

11. ☐ The proposed drawing correction, filed _____, has been ☐ approved; ☐ disapproved (see explanation).

12. ☐ Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received ☐ not been received ☐ been filed in parent application, serial no. _____; filed on _____.

13. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

14. ☐ Other

EXAMINER'S ACTION

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Part III DETAILED ACTION

Specification

1. The disclosure is objected to because of the following informalities:

at page 4 line 4 "the its" should be changed to --its--;

at page 5 line 25 "p ayer" seems to be a typographical or photocopying error;

at page 6 line 11 "fort" should be --forth--; and

at page 14 line 12 "date" should be --data--.

Appropriate correction is required.

2. A substitute specification is required because of the poor quality of this application's print. This application's specification has numerous instances where the spelling of words is open to speculation. For example at page 5 line 25 "p ayer" seems to be a photocopying error. This application's specification appears to be a photocopy of an originally printed specification where the photocopying was not accurately performed by the photocopier. The substitute specification filed must be accompanied by a statement that it contains no new matter. Such statement must be a verified statement if made by a person not registered to practice before the Office.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. § 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

4. Claim 36 is rejected under 35 U.S.C. § 102(e) as being anticipated by Slye et al. U.S. Patent No. 5,261,820.

5. Claims 1-18 and 20-35 is rejected under 35 U.S.C. § 102(e) as being anticipated by Barber U.S. Patent No. 5,245,537.

Prior Art

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Germain U.S. Patent No. 5,319,548 describes at column 14 lines 42 to 58 using the global positioning satellite system to input position coordinates into this golf game information system.

Dudley U.S. Patent No. 5,326,095 describes a golf information system but fails to describe displaying a view of the golf hole currently being played upon.

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Allowable Subject Matter

7. Claim 19 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Barber fails to suggest to one of ordinary skill in the art to use a satellite system in the locator means.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffery A. Brier whose telephone number is (703) 305-4723.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-4700.

September 29, 1994

Jeffery A. Brier
JEFFERY BRIER
PRIMARY EXAMINER
GROUP 2600